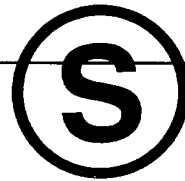




**BOND, SCHOENECK & KING, PLLC**  
ATTORNEYS AT LAW ■ NEW YORK FLORIDA KANSAS



**RECEIVED**

APR 12 2005

DAVID R. HOMER  
UNITED STATES MAGISTRATE JUDGE  
ALBANY, NEW YORK

ARTHUR J. SIEGEL  
Direct: 518-533-3211  
siegela@bsk.com

April 12, 2005

**VIA HAND DELIVERY**

Hon. David R. Homer  
United States District Court  
Northern District of New York  
James T. Foley U.S. Courthouse  
445 Broadway  
Albany, NY 12207-2974

U.S. DISTRICT COURT  
N.D. OF N.Y.  
FILED

APR 12 2005

Re: *Pimsner v. Nexen*  
03-CV-1373

LAWRENCE K. BAERMAN, CLERK  
ALBANY

Dear Judge Homer:

On April 8, 2005, on behalf of plaintiffs, we electronically filed a redacted version of a Memorandum of Law in Opposition to Defendants' Motion for Summary Judgment on Punitive Damages Claim. We then hand delivered to the court a sealed, un-redacted version of the Memorandum of Law (among other items). Defendants' attorney contends that an item on page six of our Memorandum of Law falls under the confidentiality agreement and was not redacted in the electronically filed version. Rather than argue this point, by this letter we are seeking your approval to have the clerk remove the document from the docket (document 64) and to allow us to electronically re-file the document with the one additional item redacted.

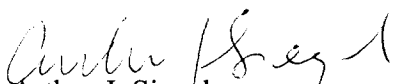
We apologize for any inconvenience this may have caused and respectfully request you order the item removed from the electronic filing system and allow us to electronically re-file the redacted version. We have included a "so ordered" line at the bottom of this letter.

Hon. David R. Homer  
April 12, 2005  
Page 2

Thank you for your consideration.

Respectfully,


BOND, SCHOENECK & KING, PLLC

  
Arthur J. Siegel

AJS/mlc

cc: Michael Bai, Esq. (via e-mail)  
John C. Ramsey, Esq. (via e-mail)

SO ORDERED:

  
Hon. David R. Homer  
April 12, 2005